

ORIGINAL
United States District Court
NORTHERN DISTRICT OF CALIFORNIA

CARL PHILLIPS, individually, and on behalf of all
others similarly situated,

SUMMONS IN A CIVIL CASE

CASE NUMBER:

V.

SEARS, ROEBUCK AND COMPANY; DEERE & COMPANY; TECUMSEH PRODUCTS
COMPANY; PLATINUM EQUITY, LLC; BRIGGS & STRATTON CORPORATION;
KAWASAKI MOTORS CORP. USA; MTD PRODUCTS INC.; THE TORO COMPANY;
AMERICAN HONDA MOTOR COMPANY, INC.; ELECTROLUX HOME PRODUCTS,
INC.; HUSQVARNA OUTDOOR PRODUCTS, INC.; THE KOHLER COMPANY

TO: (Name and address of defendant)

SBA

SEE ABOVE NAMED DEFENDANTS

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Joseph R. Saveri
LIEFF, CABRASER, HEIMANN & BERNSTEIN, LLP
275 Battery Street, 30th Floor
San Francisco, CA 94111
Telephone: (415) 956-1000

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgement by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Richard W. Wieking

CLERK

DATE

7/28/2008


(BY) DEPUTY CLERK

MARY ANN BUCKLEY



METRO LEGAL SERVICES
Legal Support Specialists Since 1969

Metro Legal Serial # HEIMIO 35413 3095

Re: 4407 Phillips

STATE OF CALIFORNIA

AFFIDAVIT OF SERVICE

COUNTY OF LOS ANGELES

DAVID GARCIA, being duly sworn, on oath says that on
(Name of Server)

6 / 13 /2008 at 2 :45 P M
(Date of Service) (Time of Service)

s(he) served the attached: Summons & Complaint

upon: Platinum Equity, LLC

therein named, personally at: CT Corporation System
818 West 7th Street
2nd Floor
Los Angeles, CA 90017

by handing to and leaving with:

JORGE ROSA - Service of Process Specialist
(Name of the Person with whom the documents were left)

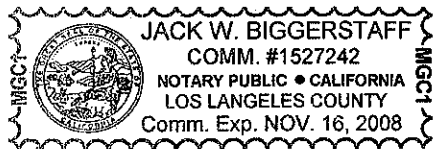
at CT Corporation System, the Registered Agent for Platinum Equity, LLC, expressly authorized to accept service of process for same, a true and correct copy thereof.

Subscribed and Sworn to before me

7 / 1 /2008.

[Signature]
(Signature of Notary)

[Signature]
(Signature of Server)



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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(OAKLAND DIVISION)

Carl Phillips, individually, and on behalf of all
others similarly situated,

Plaintiffs,

v.

Sears, Roebuck and Company, Deere &
Company, Tecumseh Products Company, Briggs
& Stratton Corporation, Kawasaki Motors Corp.
USA., MTD Products Inc, The Toro Company,
American Honda Motor Company, Inc.,
Electrolux Home Products, Inc., The Kohler
Company, Husqvarna Outdoor Products, Inc.
and Platinum Equity, LLC

Defendants.

Case No.: 4:08-cv-02671-SBA

CERTIFICATE OF SERVICE

CERTIFICATE OF SERVICE

I hereby certify that on July 28, 2008, I caused the forgoing document to be served via U.S. Mail to the following:

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17 Dated: July 28, 2008

s/ Vincent J. Esades